

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Group Art Unit: 1647	:	
Examiner: Fozia M. Hamud	:	
In re application of:	:	HUMAN RECEPTOR
Hardiman <i>et al.</i>	:	PROTEINS;
	:	RELATED REAGENTS
	:	AND METHODS
Serial No.: 09/950,041	:	
Filing Date: September 10, 2001	:	
Attorney Docket No.: DX0724 XK1 US	:	

REQUEST FOR CORRECTED FILING RECEIPT

Kenilworth, NJ 07033
May 9, 2003

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants hereby request a corrected filing receipt for the above-captioned application.

Applicants first submitted such a request on April 30, 2002. However, applicants' first request was denied in a response dated June 4, 2002 because applicants did not supply the relationship of one of the cases in the chain of priority.

Accordingly, applicants file concurrently herewith a Response and Amendment that amends the chain of priority in this application. The amendment to the chain of priority is believed to comply with the USPTO's Notice for "Claiming the Benefit of a Prior-Filed Application under 35 U.S.C. §§ 119(e), 120, 121 and 365(c)." In addition, pursuant to the instructions on the Updated Filing Receipt, applicants

submit herewith a copy of the Updated Filing Receipt with requested changes noted thereon in red ink.

For the sake of clarity, the above-captioned application is a continuation-in-part of U.S. Application Serial No. 09/728,540, filed November 28, 2000; which claims priority from both U.S. Provisional Application Serial No. 60/207,558 and is a continuation-in-part of co-pending U.S. Application Serial No. 09/073,363, filed May 6, 1998; which claims priority from U.S. Provisional Application Serial Nos. 60/044,293, 60/076,947, and 60/072,212.

If the Patent and Trademark Office has any questions regarding the above matter, the Office may contact the undersigned at the number set forth below.

CONCLUSION

If the undersigned can be of assistance to the Examiner in addressing issues to advance the application to allowance, please contact the undersigned at the number set forth below.

Respectfully submitted,



Michael G. Biro
Reg. No. 46,556

Schering-Plough Corporation
Patent Department
Mail Stop K-6-1, 1990
2000 Galloping Hill Road
Kenilworth, NJ 07033-0530

Phone: (908) 298-5098
Fax: (908) 298-5388

Attorney Docket No.: DX0724XK1

Application No.: 09/950,041

Filing Date: 09/10/2001

Inventor: Hardiman et al.

PTO/SB92 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

U. S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Certificate of Mailing under 37 CFR 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

on May 9, 2003

Date

RECEIVED

MAY 29 2003

TECH CENTER 1600/2900

Michael G. Biro

Signature

Michael G. Biro, Reg. No. 46,556

Typed or printed name of person of signing Certificate

Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

Documents submitted:

Transmittal Form - 1 page

Response to Requirement for Restriction and Amendment - 5 pages

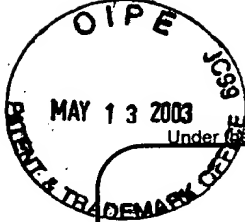
Request for Corrected Filing Receipt - 2 pages

Marked-up Updated Filing Receipt - 2 pages

Certificate of Mailing - 1 page

Return Postcard

Burden Hour Statement: This form is estimated to take 0.03 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U. S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Application Number	09/950,041	RECEIVED MAY 20 2003
Filing Date	09/10/2001	
First Named Inventor	Hardiman et al.	
Art Unit	1647	
Examiner Name	Hamud, Fozia M.	TECH CENTER 1600/2900
Attorney Docket Number	DX0724XK1	

Total Number of Pages in This Submission 11

ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) (please Identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	Marked-Up Filing Receipt 2 pgs; Certificate of Mailing 1 pg.
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	Request for Corrected filing Receipt 2 pgs; Return Postcard
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Remarks	
<input type="checkbox"/> Response to Missing Parts/Incomplete Application		
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual	Michael G. Biro, Reg. No. 46,556
Signature	<i>Michael Biro</i>
Date	May 9, 2003

CERTIFICATE OF TRANSMISSION/MAILINGI hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date:

Typed or printed			
Signature		Date	

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

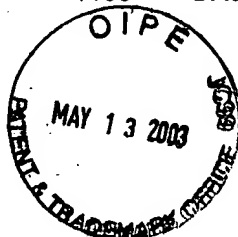
If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

FILE COPY*Receipt***UNITED STATES PATENT AND TRADEMARK OFFICE**

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO.	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/950,041	09/10/2001	1653	1158	DX0724XK1	6	22	6

028008
DNAX RESEARCH INSTITUTE
LEGAL DEPARTMENT
901 CALIFORNIA AVENUE
PALO ALTO, CA 94304

**CONFIRMATION NO. 2187****UPDATED FILING RECEIPT**

OC00000008227973

Date Mailed: 06/04/2002

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. **If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).**

Applicant(s)

Gerard T. Hardiman, San Diego, CA;
Fernando L. Rock, La Honda, CA;
Bazan J. Fernando, Palo Alto, CA;
Robert A. Kastelein, Redwood City, CA;
Stephen W.K. Ho, Sunnyvale, CA;
Yong-Jun Liu, Palo Alto, CA;

RECEIVED
MAY 29 2003
TECH CENTER 1600/2900

Assignment For Published Patent Application

Schering Corporation, a New Jersey Corporation;

Domestic Priority data as claimed by applicant

THIS APPLICATION IS A CIP OF 09/728,540 11/28/2000
WHICH CLAIMS BENEFIT OF 60/207,558 05/25/2000 *and is a*
which ~~AND~~ CLAIMS BENEFIT OF 60/044,293 05/07/1997 *CIP of 09/073,363*
AND CLAIMS BENEFIT OF 60/072,212 01/22/1998
AND CLAIMS BENEFIT OF 60/076,947 03/05/1998

*5/6/98***Foreign Applications**

If Required, Foreign Filing License Granted 01/30/2002

Projected Publication Date: 09/12/2002

Non-Publication Request: No

RECEIVED
JUN 11 2002
Patent Department

Early Publication Request: No

Title

Human receptor proteins; related reagents and methods

Preliminary Class

435

**LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).